

BOARD ACTION
FEBRUARY 7, 2006

INTRODUCTION	Mr. Sandy Minkoff, County Attorney, introduced Ms. LeChea Parson, Assistant County Attorney.	MINKOFF
APPROVED	TAB 1 Minutes of: November 22, 2005, Regular Meeting, as presented. December 6, 2005, Regular Meeting, as presented. January 10, 2006, Regular Meeting, as presented. January 17, 2006, Regular Meeting, as presented.	WATKINS
ACKNOWLEDGED RECEIPT	TAB 2.1 Request to acknowledge receipt of list of checks or warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office.	WATKINS
APPROVED	TAB 2.2 Contractor Bonds <u>New</u> 5491-06 George F. Crispi Individual (Electrical) 6162-06 Donald Tracey dba Associated Landscape Company 6451-06 James E. Duvall dba DVI Irrigation, Inc. <u>Cancellation</u> 5904-04 Jim Boston dba Imperial Irrigation Inc. <u>Endorsements</u> 5842-06 From William Shaffer dba Shaffer's Electric, To William Shaffer dba Altaquip LLC (Bond No. FL 9451) 6206-06 From Gator Signes Inc, To Charles E Allen dba Gator Signes Inc.	WATKINS
ACKNOWLEDGED RECEIPT	TAB 2.3 Request to acknowledge receipt of Monthly Distribution of Revenue Traffic/Criminal Cases for the Month Ending December 31, 2005. Disbursement due to Board: \$154,920.12. Same period, last year - \$102,795.23.	WATKINS
ACKNOWLEDGED RECEIPT	TAB 2.4 Request to acknowledge receipt of Lands Available List. Lake County has until 4/9/2006 to purchase property from Lands Available List before it is available to the public.	WATKINS

ACKNOWLEDGED RECEIPT	TAB 2.5 Request to acknowledge receipt from the City of Mount Dora, Ordinance Number 886, pertaining to annexation of property located at the intersection of Lake Center Drive and State Highway 19-A into the City of Mount Dora. Passed and ordained the 3rd day of January 2006, by the City Council of the City of Mount Dora, Florida.	WATKINS
ACKNOWLEDGED RECEIPT	TAB 2.6 Request to acknowledge receipt from the City of Eustis, Florida, Annual Report 2005 for the Fiscal Year October 1, 2004 through September 30, 2005.	WATKINS
ACKNOWLEDGED RECEIPT	TAB 2.7 Request to acknowledge receipt of Annexation Ordinance Number 2005-47, from the City of Tavares, amending the boundaries of the City of Tavares, by annexing approximately 6.63 +/- acres located on the northern side of Woodlea Road, approximately one-half mile west of the intersection of SR 19 and Woodlea Road; rezoning the property from Lake County R-6 (Urban Residential) to City of Tavares PD (Planned Development). Passed and ordained the 21st day of December 2005, by the City Council of the City of Tavares, Florida.	WATKINS
ACKNOWLEDGED RECEIPT	TAB 2.8 Request to acknowledge receipt of Meeting Notice – Southwest Florida Water Management District Governing Board Meeting Agenda for January 24-25, 2006, to be held at 9:00 a.m., at 2379 Broad Street, Brooksville, Florida 34604-6899; and Approved Minutes of the Meeting of the Governing Board held on October 25, 2005.	WATKINS
APPROVED	TAB 2.9 Request for approval Satisfaction and Release of Lien in regards to the estate of Gwendolyn Brewer Burnham, Case Number 05-CP-801. Accounting records indicate that all necessary payments have been received.	WATKINS
APPROVED	TAB 3.1 Request for Budget transfer – Stormwater Management Fund, Department of Public Works, Engineering Division, Stormwater Section. Transfer \$5,000.00 from Special Reserve to Overtime. Additional funds are needed in the overtime budget to allow staff to scan flood maps. The task is very tedious and there is only one scanner in the section. If this task were to be accomplished during regular work hours, it would hinder the floodplain technician from responding to customers. Funds available in Special Reserve.	FRAZIER

APPROVED	TAB 4 Request from Community Services for approval and authorization for the Chairman to sign Grant Amendment Number 2 changing the Operation Step Up (OSU) Fall 2005 Disaster Volunteer Management Initiative grant period from August 1, 2005 through December 31, 2005 to OSU grant period October 2005 through February 2006.	SMITH
APPROVED	TAB 5 Request from Economic Development and Tourism for approval and signature of an Agreement between Lake County and the Leesburg Chamber of Commerce, Inc., in which Lake County will assist in funding the Junior World Championship and Bassmaster Family Fest on the Harris Chain of Lakes from February 17, 2006 through February 19, 2006, in the amount of \$20,000.00.	MIHALIC
APPROVED	TAB 6 Request from Employee Services for approval for the Chairman to sign the updated Lake County Safety Policy.	WALL
APPROVED	TAB 7 Request from Growth Management for approval and execution of a Satisfaction and Release of Fine for property owner Knut and Renita I. Kjenslie, Code Enforcement Case Number 2005-07-0297.	STRICKLIN
APPROVED	TAB 8 Request from Growth Management for approval and execution of a Satisfaction and Release of Fine for property owner Eugene and Denise Calabrese, Code Enforcement Case Number 2000-12-0197.	STRICKLIN
APPROVED	TAB 9 Request from Growth Management for approval and execution of a Satisfaction and Release of Fine for property owner Eugene and Denise Calabrese, Code Enforcement Case Number 2001-09-0155.	STRICKLIN
APPROVED	TAB 10 Request from Procurement Services for approval to declare the items on the attached lists (see backup) surplus to County needs; authorize the removal of all of the items on the attached lists from the County's official fixed asset inventory system records; and authorize the Procurement Services Director to sign the vehicle titles.	SCHWARTZMAN
APPROVED	TAB 11 Request from Public Works for approval and authorization to release a Maintenance Bond in the amount of \$93,421.00 that was posted for Orange Tree Phase I which consists of 96 lots – Commission District 2.	JIM STIVENDER

APPROVED	<p>TAB 12</p> <p>Request from Public Works for approval and authorization to advertise for bids for Special Assessment Project Number 101, Lisa Drive and Diane Drive, Venetian Village Subdivision, located at Section 15, Township 20, Range 26, at an estimated cost of \$234,009.00, using CTT funds – Commission District 3.</p>	JIM STIVENDER
APPROVED	<p>TAB 13</p> <p>Request from Public Works for approval and authorization to accept the final plat for Timberlane, Phase II and all areas dedicated to the public as shown on the Timberlane, Phase II final plat; accept a Performance Bond in the amount of \$157,415.00; execute a Developer's Agreement for Construction of Improvements between Lake County and Banyan Construction and Development, Inc.; and execute an Agreement Restricting Lot Sales between Lake County and Banyan Construction and Development, Inc. Timberlane Phase II consists of 71 lots – Commission District 2.</p>	JIM STIVENDER
APPROVED	<p>TAB 14</p> <p>Request from Public Works for approval and authorization to release a Letter of Credit for Performance for Construction of Improvements for Plantation at Leesburg Tract G, Phase II. Plantation at Leesburg Tract G Phase II consists of 45 lots – Commission District 3.</p>	JIM STIVENDER
APPROVED	<p>TAB 15</p> <p>Request from Public Works for approval to accept the listed public right of way deeds that have been secured in conjunction with roadway and/or stormwater projects: five Statutory Warranty Deeds and three Statutory Quitclaim Deeds. (See minutes)</p>	JIM STIVENDER
APPROVED	<p>TAB 16</p> <p>Request from Public Works for approval, acceptance and execution of the Subordination of Utility Interest Agreement between Lake County and the City of Eustis, Florida for Old Mount Dora Road (Number 4865) Project from Faith Lutheran Church at Eustis, Florida.</p>	JIM STIVENDER
APPROVED	<p>TAB 17</p> <p>Request from Public Works for approval of payment to Florida Central Railroad for the construction of a new truck bearing pad at the CR 448A railroad crossing in Lake Jem; and approval of the related budget transfer in the amount of \$75,000.00.</p>	JIM STIVENDER

APPROVED	TAB 18 Request from Public Works for approval and authorization to release escrowed funds in the amount of \$10,000.00 posted for Nelson Park Apartments and execute the Satisfaction and Release of Fine.	JIM STIVENDER
APPROVED	TAB 19 Request from Public Works for approval and authorization to accept the final plat for Clearwater Reserve, Phase I and all areas dedicated to the public as shown on the Clearwater Reserve, Phase I final plat; accept a Letter of Credit in the amount of \$1,164,647.00; and execute a Developer's Agreement for Construction of Improvements between Lake County and Bright Lake Estates, LLC. Clearwater Reserve, Phase I consisting of 55 lots – Commission District 3.	JIM STIVENDER
APPROVED	TAB 20 Request from Public Works for approval and authorization to advertise for bids for Lake Kathryn Community Development Block Grant Phase V Paving Project Number 2006-06 at an estimated cost of \$459,183.00. Commission District 5 – Funding will be through the Community Development Block Grant.	JIM STIVENDER
APPROVED	TAB 21 Request from Public Works for approval and authorization to accept the final plat for Biscayne Bluff and all areas dedicated to the public as shown on the Biscayne Bluff plat; accept a Maintenance Bond in the amount of \$44,894.00; execute a Developer's Agreement for Maintenance of Improvements between Lake County and M/I Homes of Lake County, LLC; and execute Resolution 2006-21 accepting the following roads into the County Road Maintenance System: Sand Bluff Lane (County Road Number 6648) and Sun Bluff Court (County Road Number 6648A). Biscayne Bluff consists of 27 lots – Commission District 4.	JIM STIVENDER
APPROVED	TAB 22 Request from Public Works/Parks and Trails Division for approval to provide funding assistance to the Lake County School Board Summer Enrichment Program for Middle School age children for up to \$100,000.00 and approval for the Chairman to sign two original agreements when received.	JIM STIVENDER
APPROVED	ADDENDUM NO. 1, I.A.1. Request from Public Safety for approval of Lease Agreement between Lake County and Judie Bazinet for temporary housing of fire station #78 in Lake Jem area until the construction of a new fire station has been completed. Month to month lease commencing about mid-February, 2006.	KAISER

	<p>EMPLOYEE AWARDS</p> <p>Presentation of Award to Employees with Five Years of Service</p> <p>Mr. Shaaron Carter, Environment Technician, Environmental Services/Special Programs</p> <p>Mr. James J. “Jim” Drake, Firefighter/EMT, Public Safety/Fire Rescue</p> <p>Ms. Anna L. Ely, Public Hearing Coordinator, Growth Management/Customer Service</p> <p>Ms. Wendy R. Fenn, Librarian I, Community Services/Library Services</p> <p>Mr. Lonnie L. Kinzer, Map Services Technician, Public Works/Engineering/ Right of Way</p> <p>Ms. April A. Mazak, Library Assistant, Community Services/Library Services</p> <p>Ms. Elise L. Rainey, Senior Library Assistant, Community Services/Library Services/Paisley Library</p> <p>Mr. William B. “Bill” Wiley, Jr., Jail & Sheriff Maintenance Specialist, Facilities Development & Management/Facilities Management/Jail & Sheriff Facilities Maintenance</p> <p>Ms. Kathy A Chaudoin, Senior Customer Service Representative, Growth Management/Customer Service (not present)</p> <p>Presentation of Award to Employee with Ten Years of Service</p> <p>Ms. Colleen A. Smith, Library Technician, Community Services/Library Services</p> <p>Presentation of Award to Employee with Fifteen Years of Service</p> <p>Mr. Paul R. Larson, Senior Maintenance Specialist, Facilities Development & Management/Facilities Management/Facilities Maintenance</p> <p>Presentation of Award to Employees with Twenty Years of Service</p> <p>Mr. James B. “Jackie” Benham, II, Fire Lieutenant/EMT, Public Safety/Fire Rescue</p> <p>Mr. Mike TerMeer, Senior Landfill Supervisor, Environmental Services/Solid Waste Disposal Operations</p> <p>Presentation of Award to Employee with Twenty-Five Years of Service</p> <p>Ms. Linda J. Lorentz, Budget Office Coordinator, Budget</p> <p>Presentation of Award to Retiring Employee with Nineteen Years, Three Months of Service</p> <p>Ms. Sue Gullickson, Contracting Officer, Procurement Services (not present)</p>	<p>WALL</p>
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APPROVED	TAB 23 Request from Public Works for approval and authorization to award the South Clermont Connector New Construction Project Number 2006-01, Bid Number 06-021, to DeWitt Excavating, in the amount of \$13,133,228.93, and to encumber \$13,133,228.93 from the Road Impact Fee Fund. Commission District 2 - Benefit District 5	JIM STIVENDER
APPOINTED	TAB 24 Appointment of Robert Woodward, architect, to a vacant position on the Board of Building Examiners to complete an unexpired term ending January 14, 2007.	HANSON
APPOINTMENT AFFIRMED	TAB 25 Appointment affirmation of Mount Dora City Councilmember Melissa DeMarco to the vacant position on the Lake County Library Advisory Board; and reappointed Catherine Gillespie as the alternate member, representing the W.T. Bland Public Library.	HANSON
APPROVED	TAB 26 Request from County Attorney for approval of Amendment to Lease Agreement with A. Munroe Sarvis for storage space in the Sarvis Building located in Tavares.	MINKOFF
APPROVED	TAB 27 Request from County Attorney for approval of Amendment to Real Estate Purchase and Sales Agreement with Coopree, Inc. for an easement for ingress, egress and provision of utility services over and across a portion of Lot 37 and Home Depot Replat Lot 2 for an extension of time.	MINKOFF
APPROVED	TAB 28 Request from County Manager for approval of department reorganizations in Community Services, Public Works, Environmental Services, Employee Services, and Board Administration, pursuant to Lake County Code, Chapter 2, Administration.	HALL
FOR YOUR INFORMATION	Mr. Gregg Welstead, Deputy County Manager, reported on issues related to Orange County's Consumptive Use Permit (CUP) application and impacts on Lake County's water supply. A discussion of the CUP will be on the Lake County Water Alliance's agenda tomorrow night. The Water Alliance may request Lake County to intercede, on behalf of the Alliance, in the Orange County CUP application. Mr. Sandy Minkoff, County Attorney, commented that there might be an administrative hearing over whether or not they are drawing down too much water. Ms. Blanche Hardy, Environmental Services Director,	HALL/WELSTEAD

	<p>explained concerns regarding Orange County's CUP application.</p> <p>Mr. Minkoff advised that Attorney Doug Manson, Carey, O'Malley, Whitaker & Manson, P.A., is on retainer with Lake County and will be asked to look at the permit to see if there is a basis to pursue a complaint.</p> <p>Mr. Welstead advised that additional information will be brought to the Board, probably on February 21, 2006.</p>	
<p>FOR YOUR INFORMATION</p> <p>CONSENSUS</p>	<p>Ms. Cindy Hall, County Manager, advised the Board that Governor Bush's proposed budget includes \$565 million that would be dedicated for emergency management. It is a one-time proposal that would be funded through excess sales taxes at the state level. A portion, \$69.8 million, is dedicated to construction of new EOCs and Lake County is actively pursuing that for grant funding.</p> <p>The Board gave consensus to the Chairman to write a letter to state legislators in support of the Governor's proposal for \$565 million dedicated to emergency management.</p> <p>Lake County can also apply for funding for generators for special needs shelters, security for low income housing, public awareness education programs, etc.</p>	HALL
FOR YOUR INFORMATION	<p>Commr. Hill reported that a banquet/auction was held by Channel 9 and featured Boundless Playgrounds. A fifth grader from Treadway Elementary School represented Lake County's Boundless Playground and is featured on a billboard in Orlando. Commr. Hill will obtain the Channel 9 tape and possibly show it on the County's web site.</p>	HILL
FOR YOUR INFORMATION	<p>Commr. Pool asked Mr. Jim Stivender, Public Works Director, to bring forward staff's recommendation regarding the continuation of the closure of Vista Del Lago Boulevard so that the Board can take action. He stated that he continues to get calls from residents, some who want it open and some who want it to remain closed.</p>	POOL
FOR YOUR INFORMATION	<p>Commr. Pool stated that residents have been complaining about noise from the industrial park east of Clermont near the proposed mall. Work at a concrete plant is taking place about 3:30 every morning. Mr. Sandy Minkoff, County Attorney, advised that Code Enforcement is aware of the situation and he will speak with staff.</p>	POOL

APPROVED	<p>TAB 29 Approval and execution of Proclamation 2006-22 designating the month of February 2006 as “Viola Days” to honor those who died or were disabled during war.</p>	STIVENDER
FOR YOUR INFORMATION	<p>Commr. Hanson noted that the Board’s joint meeting with the City of Eustis will be held Thursday, February 23, 2006, at 6:30 p.m., at the Eustis Memorial Library, Community Room, 120 North Center Street, Eustis, Florida.</p> <p>Ms. Hall will prepare an agenda and information in advance of the meeting for the Commissioners.</p>	HANSON
	<p>CITIZEN QUESTION AND COMMENT PERIOD</p> <p>Mr. John Page expressed concern and disappointment with the petition process of the Value Adjustment Board. He asked the Board of County Commissioners to re-evaluate that process or participate in it at a much deeper level. He asked that they look at the process and the participation of the Special Magistrate, the County Attorney and the Value Adjustment Board in the decisions that would be determined based on written appeal information which was submitted, without participation from the person making the appeal.</p> <p>-----</p> <p>Mr. Travis Whigham, Forest Hills Association, stated that northeast Lake County needs some industry and businesses because there is no public health facility, no grocery store, and no movie theaters in the area. He asked that those businesses, as well as a shopping center, be allowed in that area. Regarding site proposals, he stated that the number of residents per 100 square miles, which would be 10 miles in each direction, should be considered.</p> <p>Commr. Hanson pointed out that the area is an environmentally sensitive area and the plan is to have very low density. She hopes that the Comprehensive Plan will address the ability to have small businesses in the existing villages (Lake Mack, Lake Kathryn, Paisley, Pine Lakes) so that some of those services can be provided. She stated that there will not be a mall, shopping center or light industry in the area.</p>	